

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: Application of: Jungheim

Application Number: 10/566,012

International Application Number: PCT/US2004/024387

Confirmation Number: 9306

Filing Date: 25 Jan 2006 (25.01.06)

Title: **COMPOUNDS, METHODS AND
FORMULATIONS FOR THE ORAL
DELIVERY OF A GLUCAGON LIKE
PEPTIDE (GLP)-1 COMPOUND OR AN
MELANOCORTIN 4 RECEPTOR (MC4)
AGONIST PEPTIDE**

February 28, 2008

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

POWER OF ATTORNEY, STATEMENT UNDER 37 C.F.R. 3.73(b) and
CORRESPONDANCE ADDRESS INDICATION FORM


DEAR S I R / MADAM:

Applicant hereby makes this submission to ensure all appropriate communications and office actions on the above noted case are directed towards the applicant, Emisphere Technologies, Inc., and not Eli Lilly. The above noted case was assigned to Emisphere Technologies, Inc. by Eli Lilly as per the order of the United States District Court in Indianapolis and is recorded at the USPTO at Reel 019901, Frame 0018. In support of this submission, attached is a Power of Attorney to Prosecute Applications before the United States Patent and Trademark Office based on 37 CFR 3.73(b), a Statement based on the same statutory citation, identifying the Reel and Frame numbers of the said assignment as well as a Power of Attorney and Correspondance Address Indication Form. Each of the forms is signed by Paul Lubetkin, Vice-President and General Counsel at Emisphere Technologies, Inc. He is an officer of the Corporation.

No fees are anticipated for this submission, nevertheless, should the United States Patent and Trademark Office deem it otherwise and find fees are due, the Commissioner of Patents is authorized to charge all said fees to Deposit Account No. 50-4195 of Applicant's attorneys.

Prompt consideration and early action are respectfully requested.

Respectfully submitted,
EMISPHERE TECHNOLOGIES, INC.

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